

**UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

BOOKING.COM B.V.,	)	
	)	
Plaintiff,	)	
	)	
	)	
JOSEPH MATAL,	)	Civil Action No. 1:16-cv-425-LMB-IDD
Performing the Function and Duties of the	)	
Under Secretary of Commerce for	)	
Intellectual Property and Director of	)	
the United States Patent and	)	
Trademark Office, et al.,	)	
	)	
Defendants.	)	

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**DEFENDANTS' MOTION TO AMEND JUDGMENT**

Pursuant to Federal Rule of Civil Procedure 59(e), Defendants Joseph Matal, in his official capacity performing the functions and duties of the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office, and the United States Patent and Trademark Office (collectively "USPTO"), through their undersigned counsel, respectfully move this Court to amend its order and memorandum opinion (*i.e.*, the "judgment") in the above-captioned action. More specifically, the USPTO requests that this Court remove that portion of its order and memorandum opinion that requires the USPTO specifically to register two of Plaintiff's trademarks, and replace it with a mandate that the Plaintiff's trademark applications be remanded to the USPTO for further administrative proceedings consistent with this Court's memorandum opinion. The grounds for this motion are fully explained in the simultaneously-filed memorandum of law in support of the motion.

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September 6, 2017

Respectfully submitted,

DANA J. BOENTE  
UNITED STATES ATTORNEY

By: \_\_\_\_\_ /s/

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**CERTIFICATE OF SERVICE**

I hereby certify that on this date, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will transmit a true and correct copy of the same to the following:

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DATE: September 6, 2017

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